Confirmation No.: 5877

RECEIVED **CENTRAL FAX CENTER** 

Attorney's Docket No. 007157/239838

OCT 2 0 2004

PATENT

## In the United States Patent and Trademark Office

Appl. No.: Applicant(s): 09/973,375

Stein, et al. 10/9/01

Filed: Art Unit:

1617

Examiner: Title:

S. Jiang

METHODS FOR THE TREATMENT OF A TRAUMATIC CENTRAL

NERVOUS SYSTEM INJURY

Docket No .:

007157/239838

Customer No.:

00826

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

## NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS AND INTERFERENCES (37 C.B.R. § 43.31)

Applicant in the above-identified patent application hereby appeals to the Board of Appeals and Interferences from the decision dated April 21, 2004, rejecting the following Claims 1-20.

The fee for this Notice of Appeal under 37 CFR § 41.20(b)(1) is enclosed.

Applicant claims small entity Status. Ø

A check is enclosed.

(\$340.00 for large entity fee or \$170.00 if small entity status)

Please charge Deposit Account No. 16-0605 \$170.00 for the Notice of Appeal Filing Fee.  $\boxtimes$ 

Any additional fee or refund may be charged to our X

Deposit Account No. 16-0605.

X A petition for an extension of time under 37 CFR § 1.134 is enclosed.

Respectfully submitted,

Kelly J. Williamson

Patent Agent

Rugistration No. 47,179

US Patent and Trademark Office, at PAX No. 703-872-9306 on October

CERTIFICATE OF FACSIMILE TRANSMISSION Customer No. 00826 I hereby certify that this paper is being faculmile transmitted to the

20, 2004.

ALSTON & BIRD LLP

Bank of America Plaza

101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000

Tel Raleigh Office (919) 862-2200 Fax Raleigh Office (919) 862-2260

Pamela I-ockley

RTA01/2167353v1